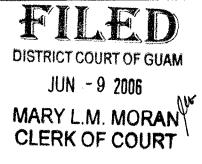
DISTRICT COURT OF GUAM TERRITORY OF GUAM **MINUTES - TRIAL**



DATE: June 9. 2006 CASE NO. CR-04-00008

****************	***************
HON. JOHN A. HOUSTON, Designated Judge, Presiding Official Court Reporter: Wanda Miles	Law Clerk: None Present
	Courtroom Deputy: Leilani Toves Hernandez
Hearing Electronically Recorded: 9:57 - 11:56:47; 1:29:00 - 3:34:47	CSO: J. Lizama / B. Pereda / F. Tenorio / L. Ogo
4:01:52 - 5:08:34	^ NO F O ++++++++++++++++++++++++++++++++
****** APPEAR	ATTY CURTIS VAN DE VELD
DEFT KUANG HUA CHEN (X) PRESENT (X) CUSTODY () BOND () P.R.	(X) PRESENT (X) RETAINED () FPD () CJA APPOINTED
U.S. ATTORNEY: MARIVIC DAVID	AGENT: KEN BOMEN, D.E.A.
U.S. PROBATION: NONE PRESENT	U.S. MARSHAL: V. ROMAN / C. MARQUEZ
INTERPRETER: JULIA BERG	LANGUAGE: MANDARIN
DAY NO. 3	
DAT NO. <u>0</u>	OI TRIAL
(X) JURY EMPANELED AND SWORN (X) OPENING STATEMENT BY THE _X_ Plaintif (X) WITNESSES SWORN AND EXAMINED SEE ATTACHED EXHIBIT AND WITNESS LIST, () CLOSING ARGUMENT BY THE Plaintiff (X) TRIAL/DELIBERATION CONTINUED TO: June () JURY CHARGED BY COURT () JURY DELIBERATE AT () () JURY VERDICT: ()	(X) EXHIBITS MARKED AND ADMITTED AO FORM 187 (and 187A, when applicable)Defendant e 12, 2006 at 9:00 a.m. JURY RETURNS VERDICT AT:
() JURY POLLED () POLLING WAIVED () COURT FINDINGS:	() JURY DISCHARGED
(X) OTHER MATTER(s): Trial to commence at 9:00 a.m. on Monday, June 12, in at 9:30 a.m	2006, however, jurors were instructed to report

UNITED STATES DISTRICT COURT

DISTRICT OF	GUAM	

United States of America

EXHIBIT AND WITNESS LIST

V. Kuang Hua Chen

Case Number: **CR-04-00008**

PRESIDING JUDGE					PLAINTIFF'S ATTORNEY	DEFENDANT'S ATTORNEY		
JOHN A. HOUSTON						MARIVIC DAVID	CURTIS VAN DE VELD	
HEARING DATE (S)						COURT REPORTER	COURTROOM DEPUTY	
June 7-14, 2006						WANDA MILES	LEILANI TOVES HERNANDEZ	
OINT NO.	PLTF NO.	DEF. NO.	DATE OFFERED	DATE IDENTIFIED	DATE ADMITTED	DESCRIPTION OF	EXHIBITS* AND WITNESSES	
						3:20:50 - 3:35:27 Opening statement by Ms. David		
						3:36:00 - 3:39:24 Opening statement by Mr. Van de Veld		
	\vdash			l		PETER WEAY JUNG SHIH, called		
				ļ		DX by Ms. David		
	3		6/7/06	6/7/06	6/7/06	Photo of Crazy Shirts shopping bag		
	4		6/7/06	6/7/06	6/7/06	Crazy Shirts shopping bag		
	5a		6/7/06	6/7/06	6/7/06	Chinese tea box with blue/white foil bag		
	5b		6/7/06	6/7/06	6/7/06	Photo of one Chinese tea box w/ red cover on top of Crazy Shirts shopping bag		
	9		6/7/06	6/7/06	6/7/06	Compact disc recording of first August 27, 2003 meeting		
	10		6/7/06	6/7/06	6/7/06	Transcript of first August 27, 2003 meeting		
	12b		6/7/06	6/7/06	6/7/06	Compact disc recording of Exhibit 12a		
	13a		6/7/06	6/7/06	6/7/06	Transcript of second August 27, 2003	meeting	
	11b		6/7/06	6/7/06	6/7/06	Compact disc recording of Exhibit 11a		
	13b		6/7/06	6/7/06	6/7/06	Videotape of second August 27, 2003 meeting		
						4:24:26 End DX by Ms. David		
						CX by Mr. Van de Veld		
	4		6/7/06	6/7/06	6/7/06	Crazy Shirts shopping bag		
	3		6/7/06	6/7/06	6/7/06	Photo of Crazy Shirts shopping bag		
	5a		6/7/06	6/7/06	6/7/06	Chinese tea box with blue/white foil ba		
	5b		6/7/06	6/7/06	6/7/06		over on top of Crazy Shirts shopping bag	
		D	6/7/06	6/7/06	6/7/06	Peter Shih Amended Criminal Judgme	nt	
		Е	6/7/06	6/7/06	6/7/06	Peter Shih Informant Payment Record		
		F	6/7/06	6/7/06	6/7/06	,	ed circle indicating Taiwan and a highlighted	
	<u> </u>				0/ // 00	square indicating Guam		
			4:48:21 End CX					
	ļ					Re-DX by Ms. David		
	4		6/7/06	6/7/06	6/7/06	Crazy Shirts shopping bag		
	5a		6/7/06	6/7/06	6/7/06	Chinese tea box with blue/white foil ba	ng	
	ļ				ļ	Re-CX by Mr. Van de Veld		
	<u> </u>			ļ		4:52:35 Witness excused		
	 					4:57:45 End Day 1		
					<u> </u>	10:14:57 BEGIN DAY 2		
	 		 	 	 	MICHAEL HERNANDEZ, called a	na sworn	
	-		6/9/06	6/0/06		DX by Ms. David	Hung-Chang Yeh with U.S. Visa and I-94	
	la-d		6/8/06	6/8/06	6/8/06		Hung-Chang Yen with 0.5. Visa and 1-94	
			6/9/07	(1010)		arrival and departure record	Vah	
	14		6/8/06	6/8/06	6/8/06	Copy of airline ticket of Hung-Chang		
	14		6/8/06	6/8/06	6/8/06			
	5c	L	6/8/06	6/8/06	6/8/06	Photo of contents of Chinese tea box		

HEARING DATE (S) June 7-14, 2006 Jule 7-14, 2006 Jule 3-14, 2006 Jule 7-14, 2006 Jule	I TOVES HERNANDEZ ESSES nite foil bag of crystalline ontents	
June 7-14, 2006 WANDA MILES LEILAN JOINT PLTF DEF. DATE DATE IDENTIFIED ADMITTED Sd 6/8/06 6/8/06 6/8/06 6/8/06 Photo of one plastic bag of crystalline substance 15 6/8/06 6/8/06 6/8/06 Photo of one Chinese tea box and red cover with blue/wh substance 16a-	nite foil bag of crystalline ontents	
DOINT PLTF DEF DATE DATE DATE ADMITTED	nite foil bag of crystalline ontents	
NO. NO. NO. OFFERED IDENTIFIED ADMITTED ADMITTED	nite foil bag of crystalline	
15	ontents	
16a-	ontents	
b 6/8/06 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and containing three plastic bags of 2, dimethylamphetamine Hcl 10:46:28 End DX CX by Mr. Van de Veld 1d 6/8/06 6/8/06 6/8/06 Copy of I-94 arrival and departure record of Hung-Chang 2 6/8/06 6/8/06 6/8/06 Copy of airline ticket of Hung-Chang Yeh 14 6/8/06 6/8/06 6/8/06 Copy of airline ticket of Hung-Chang Yeh 14 6/8/06 6/8/06 Copy of airline ticket of Hung-Chang Yeh 16a- 6/8/06 6/8/06 Copy of airline ticket of Chinese tea boxes with blue/white foil bags 16a- 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and containing three plastic bags of 2, dimethylamphetamine Hcl 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 10:46:28 End DX CX by Mr. Van de Veld 1d 1d 1d 1d 1d 1d 1d		
17	078 grams of N, N-	
10:46:28 End DX CX by Mr. Van de Veld		
1d 6/8/06 6/8/06 Copy of I-94 arrival and departure record of Hung-Chang 2 6/8/06 6/8/06 Copy of airline ticket of Hung-Chang Yeh 14 6/8/06 6/8/06 6/8/06 Three Chinese tea boxes with blue/white foil bags 5c 6/8/06 6/8/06 Photo of contents of Chinese tea box 16a- 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and contents of the contents of two Chinese tea boxes with green covers and contents of the contents of two Chinese tea boxes with green covers and contents of the contents of two Chinese tea boxes with green covers and contents of the contents of two Chinese tea boxes with green covers and contents of the contents of		
1d 6/8/06 6/8/06 Copy of I-94 arrival and departure record of Hung-Chang 2 6/8/06 6/8/06 Copy of airline ticket of Hung-Chang Yeh 14 6/8/06 6/8/06 Three Chinese tea boxes with blue/white foil bags 5c 6/8/06 6/8/06 Photo of contents of Chinese tea box 16a- 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and contents of Chinese tea boxes with green covers and		
2 6/8/06 6/8/06 6/8/06 Copy of airline ticket of Hung-Chang Yeh 14 6/8/06 6/8/06 6/8/06 Three Chinese tea boxes with blue/white foil bags 5c 6/8/06 6/8/06 6/8/06 Photo of contents of Chinese tea box 16a- 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and compared to the contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of two Chinese tea boxes with green covers and contents of the con	g Yeh	
14 6/8/06 6/8/06 6/8/06 Three Chinese tea boxes with blue/white foil bags 5c 6/8/06 6/8/06 Photo of contents of Chinese tea box 16a- 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and covers and covers.		
5c 6/8/06 6/8/06 Photo of contents of Chinese tea box 16a- 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and covers and covers.		
16a- 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and c		
I I I I I I I I I I I I I I I I I I I		
$\frac{17}{17}$ $\frac{6/8/06}{6/8/06}$ $\frac{6/8/06}{6/8/06}$ Photo of evidence bag containing three plastic bags of 2,	078 grams of N, N-	
11:04:44 End CX		
Re-DX by Ms. David		
2 6/8/06 6/8/06 Copy of airline ticket of Hung-Chang Yeh		
11:05:55 End Re-DX; No further examination by counse	.1	
Witness excused		
NORBERT K. SABLAN, called and sworn		
DX by Ms. David		
3 6/7/06 6/7/06 Photo of Crazy Shirts shopping bag		
4 6/7/06 6/7/06 Crazy Shirts shopping bag		
5a 6/7/06 6/7/06 Chinese tea box with blue/white foil bag		
$\frac{3}{5}$ $\frac{6}{7}$ $\frac{6}{7}$ $\frac{6}{7}$ $\frac{7}{0}$ $\frac{6}{7}$ $\frac{7}{0}$ Photo of one Chinese tea box w/ red cover on top of Cra	zy Shirts shopping bag	
5c 6/8/06 6/8/06 Photo of contents of Chinese tea box	<u>-,</u>	
5d 6/8/06 6/8/06 Photo of one plastic bag of crystalline substance		
14 6/8/06 6/8/06 6/8/06 Three Chinese tea boxes with blue/white foil bags		
6/8/06 6/8/06 Photo of one Chinese tea boy and red cover with blue/w	gite foil hag of crystalline	
substance	nic for bag of crystamine	
$\begin{bmatrix} 16a-\\ b \end{bmatrix}$ $\begin{bmatrix} 6/8/06\\ \end{bmatrix}$ $\begin{bmatrix} 6/8/06\\ \end{bmatrix}$ $\begin{bmatrix} 6/8/06\\ \end{bmatrix}$ Photos of two Chinese tea boxes with green covers and $\begin{bmatrix} 6/8/06\\ \end{bmatrix}$		
17 6/8/06 6/8/06 Photo of evidence bag containing three plastic bags of 2	078 grams of N, N-	
dimethylamphetamine Hcl 6 6/8/06 6/8/06 6/8/06 Evidence bag of 729.2 grams of N, N-dimethylamphetam	nine Hcl	
182 6/8/06 6/8/06		
b b/8/06 Evidence bag of 2,0/8 grams of N, N-dimethylamphetar		
19 6/8/06 6/8/06 DEA lab report - 2,078 grams of N, N-dimethylampheta	mine Hcl	
11:26:00 End DX		
CX by Mr. Van de Veld		
6 6/8/06 6/8/06 Evidence bag of 729.2 grams of N, N-dimethylamphetar	nine Hcl	
18a- b 6/8/06 6/8/06 Evidence bag of 2,078 grams of N, N-dimethylamphetar		
7 6/8/06 DEA lab report - 729.2 grams of N, N-dimethylampheta	mine Hcl	
19 6/8/06 6/8/06 DEA lab report - 2,078 grams of N, N-dimethylampheta	hite foil has of orgetalline	
substance	Photo of one Chinese tea box and red cover with blue/white foil bag of crystalline substance	
16a- b 6/8/06 6/8/06 Photos of two Chinese tea boxes with green covers and of		

PRESIDING JUDGE JOHN A. HOUSTON		PLAINTIFF'S ATTORNEY MARIVIC DAVID	DEFENDANT'S ATTORNEY CURTIS VAN DE VELD						
HEARING DATE (S)			COURT REPORTER	COURTROOM DEPUTY					
June 7-14, 2006			2006		WANDA MILES	LEILANI TOVES HERNANDEZ			
JOINT		DEF.	DATE	DATE	DATE	DESCRIPTION OF EXHIBITS* AND WITNESSES			
NO.	NO.	NO.	OFFERED	IDENTIFIED	ADMITTED				
	17		6/8/06	6/8/06	6/8/06	Photo of evidence bag containing three plastic bags of 2,078 grams of N, N-			
<u> </u>						dimethylamphetamine Hcl			
						11:43:9 End CX			
	L		6 /0 /0 6	6/0/06		Re-DX by Ms. David	1. 1		
ļ	7		6/8/06	6/8/06		DEA lab report - 729.2 grams of N, N-di			
						12:01:06 End Re-DX; Re-CX by Mr. Va	n de Veld		
	7		6/8/06	6/8/06		DEA lab report - 729.2 grams of N, N-di			
						12:05:02 End Re-CX; No further examin	ation by counsel		
<u></u>						Witness excused 12:05 Jurors excused for lunch			
			Government Exhibit #6 admitted						
				12:40:43 LUNCH BREAK					
					<u> </u>	1:39:09 RESUME TRIAL			
							d by CHUNG HARRELL, Interpreter		
						DX by Ms. David			
	36		6/8/06	6/8/06	6/8/06	Compact disc recording b/w CS and Che			
	37		6/8/06	6/8/06	6/8/06	Partial transcript of July 9, 2003 Macau I	recording		
						12:40:43 LUNCH BREAK			
						1:39:09 RESUME TRIAL			
	39		6/8/06	6/8/06		Compact disc recording b/w CS and Che	n (July 10, 2003; Macau)		
	40	-	6/8/06	6/8/06	6/8/06	Partial transcript of July 10, 2003 Macau			
	45		6/8/06	6/8/06	6/8/06	Compact disc recording b/w CS and Che	en (August 2, 2003; Macau)		
	46		6/8/06	6/8/06	6/8/06	Partial transcript of August 2, 2003 Mac	au recording		
	48		6/8/06	6/8/06	6/8/06	Compact disc recording b/w CS and Che			
	49		6/8/06	6/8/06	6/8/06	Partial transcript of August 12, 2003 Ma			
	57		6/8/06	6/8/06	6/8/06	Compact disc recording b/w CS and Che			
 	58		6/8/06	6/8/06	6/8/06	Partial transcript of August 22, 2003 Ma			
	63		6/8/06	6/8/06	6/8/06	Compact disc recording b/w CS and Che			
	64		6/8/06	6/8/06	6/8/06	Partial transcript of August 27, 2003 Ma			
	04		0/0/00	0/6/00	0/8/00	4:08:11 BREAK	oud recording		
	├			 		4:24:45 RESUME TRIAL			
}	66		6/8/06	6/8/06	6/8/06	Compact disc recording b/w CS and Che	on (October 9, 2003: Hong Kong)		
	67		6/8/06	6/8/06	6/8/06	Partial transcript of October 9, 2003; Ho	ang Kong recording		
	26b		6/8/06	6/8/06	6/8/06	DVD of meeting with Chen	ong Rong recording		
<u> </u>	200		0/8/00	0/8/00	0/8/00	Defense chiested to the admittance - Over	erruled. Evhibit 26h was admitted		
			Defense objected to the admittance - Overruled, Exhibit 26b was admitted 5:04:12 Jurors excused						
	 				 	Defense argued the Rule 404b issue related to witness' prior testimony. Rebuttal			
							treconsidered its previous ruling regarding		
1						the testimony of Mr. Yu and stated that i			
<u> </u>	 			 	 	conspiracy, therefore that portion of the	testimony will be stricken.		
	-				ļ	5:12:01 END DAY 2			
<u> </u>	 				<u> </u>	9:15:15 BEGIN DAY 3	1 1 20 C to 1		
<u> </u>	 			<u></u>		Government moved to admit Exhibits 7			
1	1	•				Defense moved to admit Exhibits B and			
<u></u>	<u> </u>	<u> </u>			<u> </u>		of the exhibit - Both exhibits were admitted		
	1	ļ	ļ		ļ	CX by Mr. Van de Veld			
L	ļ					9:44:46 - 10:00 BREAK			
	<u> </u>	C	6/9/06	6/9/06	6/9/06				
	<u> </u>	В		6/9/06	6/9/06	Tat Tang Total Informant Compensation			
	49		6/8/06	6/8/06	6/8/06	Partial transcript of August 12, 2003 Ma			
						11:56:47 - 1:29:00 LUNCH BREAK			
	26b		6/8/06	6/8/06	6/8/06	DVD of meeting with Chen			
	I					2:06:55 End CX by Mr. Van de Veld			

PRESIDING JUDGE		PLAINTIFF'S ATTORNEY DEFENDANT'S ATTORNEY						
JOHN A. HOUSTON			USTON		MARIVIC DAVID	CURTIS VAN DE VELD		
HEARING DATE (S)					COURT REPORTER	COURTROOM DEPUTY		
June 7-14, 2006			2006		WANDA MILES	LEILANI TOVES HERNANDEZ		
JOINT	PLTF	DEF.	DATE	DATE	DATE			
NO.	NO.		OFFERED	IDENTIFIED		DESCRIPTION OF EXHIBITS* AND WITNESSES		
						Re-DX by Ms. David	and the same of th	
						2:28:16 End Re-DX		
						Re-CX by Mr. Van de Veld		
						2:39:26 End Re-CX; No further examina	tion by counsel	
						Witness excused		
						JOSHUA CUTHBERTSON, called an	d sworn	
						DX by Ms. David		
	27		6/9/06	6/9/06	-	Passport of Chen		
	28		6/9/06	6/9/06		Hong Kong multiple entry permit of Che	n	
	29		6/9/06	6/9/06		Chinese passport (green) of Chen	<u> </u>	
	29		0/2/00	0/5/00		2:47:17 End DX; No CX by Mr. Van de	Veld	
	-					Witness excused	Void	
						TEDDY SO CHUNG WAH, called and	deworn	
							u Sworn	
	2-		610106	(10.10.5	(1010)	DX by Ms. David		
	25		6/9/06	6/9/06	6/9/06	Holiday Inn note		
						3:04:01 - End DX		
						CX by Mr. Van de Veld		
	25		6/9/06	6/9/06	6/9/06	Holiday Inn note		
						3:34:27 - 4:01:52 BREAK		
						4:04:01 End CX		
						Re-DX by Ms. David		
	25		6/9/06	6/9/06	6/9/06	Holiday Inn note		
						4:06:40 End Re-DX; No further CX by N	Mr. Van de Veld	
	<u> </u>					Witness called out of order by Defense		
	 					DX by Mr. Van de Veld		
	 					4:17:40 End DX; No CX by Ms. David		
	 				_	Witness excused		
<u> </u>	<u> </u>				<u> </u>	DUNCAN BRUCE LINGLE, called ar	nd sworn	
	 					DX by Ms. David	ilu 3WOII	
			ļ	 	 	4:29:55 End DX		
	ļ		ļ	<u> </u>	 	CX by Mr. Van de Veld		
	ļ		6/0/06	6/9/06	6/9/06	Tat Tang Compensation for this case		
<u> </u>	 	C						
	<u> </u>		6/9/06	6/9/06		Tat Tang Total Informant Compensation	<u> </u>	
	<u> </u>	E	6/7/06	6/7/06	6/ //06	Peter Shih Informant Payment Record	D:1	
	ļ		<u> </u>			4:49:21 End CX; No further CX by Ms.	David	
	1			ļ		Witness called out of order by Defense	<u> </u>	
		<u> </u>	<u> </u>	<u> </u>	ļ	DX by Mr. Van de Veld		
				<u> </u>		5:00:54 End DX		
				<u> </u>		CX by Ms. David		
						5:02:53 End CX by Ms. David		
						Re-DX by Mr. Van de Veld; No further	examination by counsel	
						Witness excused		
						5:08:34 END DAY 2		
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